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LAUREN RIES and SERENA ALGOZER

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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

LAUREN RIES and SERENA ALGOZER,
individuals on behalf of themselves and all
others similarly situated,

Plaintiffs,

v.

HORNELL BREWING COMPANY, INC., *et al.*, Defendants.

CASE NO. CV 3:10-cv-01139-RS

**STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING BRIEFING
AND HEARING SCHEDULE FOR
DEFENDANTS' MOTION FOR
SUMMARY JUDGMENT AND
PLAINTIFFS' MOTION FOR CLASS
CERTIFICATION**

1 **TO THE COURT, AND ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

2 THIS STIPULATION, entered into by and between plaintiffs, Lauren Ries and Serena
3 Algozer (“Plaintiffs”), and defendants, Hornell Brewing Co., Inc. d/b/a Ferolito Vultaggio &
4 Sons, Inc., Beverage Marketing USA, Inc. and Arizona Beverages USA, LLC (“Defendants”),
5 hereby respectfully request a continuance of the briefing and hearing schedule for Plaintiffs’
6 Motion for Class Certification [DE 116] and Defendants’ Motion for Summary Judgment [DE
7 111].

8 The parties jointly propose the following schedule:

- 9 (1) Defendants’ motion for summary judgment and Plaintiffs’ motion for class
10 certification shall be heard **September 27, 2012;**
11 (2) Defendants’ opposition to Plaintiffs’ motion for class certification and Plaintiffs’
12 opposition to Defendants’ motion for summary judgment will be due **September**
13 **6, 2012;** and
14 (3) Respective reply briefs will be due **September 13, 2012.**

15 **IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD:**

16 DATED: August 7, 2012 SEDGWICK LLP

17
18 By: /s/ Kevin J. Dunne
19 Kevin J. Dunne (Bar No. 40030)

20 MCELROY, DEUTSCH, MULVANEY & CARPENTER,
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22 By: /s/ Robert P. Donovan
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DATED: August 7, 2012

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By: /s/ Joseph L. Tucker (with permission)

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[PROPOSED] ORDER

Pursuant to the stipulation of the parties, and good cause appearing therefor,

IT IS SO ORDERED.

DATED: August 7, 2012



THE HONORABLE RICHARD SEEBORG
UNITED STATES DISTRICT JUDGE